

**BOARD OF MADISON COUNTY COMMISSIONERS**  
**October 30, 2007 MINUTES**

On Tuesday, October 30, 2007, a meeting of the Board of Madison County Commissioners came to order at 9:20 a.m. with Commissioners David Schulz, Marilyn Ross, and Jim Hart present.

Marilyn Ross moved to approve the October 23, 2007, minutes as read. Jim Hart seconded the motion. All voted aye and the motion carried.

Those people in attendance at the meeting were Charity Fechter, Brent Oliver, Mariah Oliver, Fred King, Paul Griffis, Brandy Hilton, Karen Brown, Steve DiGiovanna, Morris Franklin, Melinda Merrill, Stephanie Kruer, and Peggy Kaatz.

**Staff Planner Position:** Charity Fechter, Planning Director, met with the Board to discuss staff planner interviews. The Board will schedule interviews for two Planner II candidates on Friday, November 9, 2007.

**Morning Sun Ridge Final Plat:** Charity Fechter, Planning Director, and Brent and Mariah Oliver, Landowners, met with the Board to discuss the final plat of Morning Sun Ridge Subdivision. This subdivision is located approximately ½ mile southwest of Ennis and will create four total lots on twelve acres with two lots being residential, one lot being designated as commercial and residential and one lot containing two townhome units. Based on the recommendation of the Planning Director, Jim Hart moved to approve the final plat of Morning Sun Ridge Minor Subdivision in Section 5, Township 6 South, Range 1 West. Marilyn Ross seconded the motion. All voted aye and the motion carried.

**Powder Ridge Phase IV Release of LOC:** Charity Fechter, Planning Director, met with the Board to discuss a request to release the remaining balance of a letter of credit for Powder Ridge Subdivision Phase IV. Per letter from Gaston Engineering and Surveying stating that all improvements are complete, Marilyn Ross moved to approve the release of Letter of Credit #2304000-11, for the total remaining amount of \$188,180.75, for road improvements and electrical work for Powder Ridge Subdivision, Phase IV. Jim Hart seconded the motion. All voted aye and the motion carried.

**Cowboy Heaven Phase 3A, Lot 24, Request for Building Envelope Change:** Charity Fechter, Planning Director, met with the Board to discuss a request for a building envelope change in Cowboy Heaven. Based on the recommendation of the Planning Director, Jim Hart moved to approve the request to shift the building envelope for Lot 24, Cowboy Heaven Subdivision Phase 3A, to the southern portion of the lot south of the ski easement. Marilyn Ross seconded the motion. All voted aye and the motion carried.

**Yellowstone Club Phase 3, Lot 309, Request for Building Envelope Change:** Charity Fechter, Planning Director, met with the Board to discuss a request for a building envelope change in Yellowstone Club. Charity stated that, in her opinion, this request was not ready for approval. Marilyn Ross moved to table the request for a building envelope change in Yellowstone Club Phase 3, Lot 309, to give the Planning Office more time to review the request. Jim Hart seconded the motion. All voted aye and the motion carried.

**Montana Fish, Wildlife & Parks Road Closure MOU:** Fred King, FWP, met with the Board to discuss seasonal road closures in the Wall Creek Wildlife Management Area and the Robb/Ledford Wildlife Management Area. Fred stated that the Wall Creek program has been very successful and has created an effective wintering area for Elk herds. He talked about the possibility of additional seasonal closures and will conduct forums to get public input on future road closures.

**Public Hearing – Petition to Change the Name of West Bald Eagle Drive:** Chairman Schulz opened the Public Hearing on the petition to change the name of West Bald Eagle Drive at 1:14 p.m. Charity Fechter, Planning Director, Paul Griffis, Landowner, Brandy Hilton, Department of Revenue, and Karen Brown, GIS/IT, were present for the Public Hearing. Karen Brown stated that most of the affected property owners have signed a petition requesting the road name change and that the Dispatch Supervisor has indicated that the change is positive. No one present spoke in opposition of the request. Marilyn Ross moved to approve the request to change the name of West Bald Eagle Drive to Green Acre Lane, beginning in the southeast quarter of Section 7, Township 4 South, Range 1 West, proceeding west to the intersection with North Meadow Creek Road in the southwest quarter of Section 12, Township 4 South, Range 2 West. Jim Hart seconded the motion. All voted aye and the motion carried. Chairman Schulz closed the public hearing at 1:26 p.m.

**Claims:** The Board approved claims.

**Board Appointment:** Marilyn Ross moved to appoint Sharon Lasich to the Twin Bridges Cemetery Board for a three year term that will expire on December 31, 2010. Jim Hart seconded the motion. All voted aye and the motion carried.

**November 20 Meeting:** Because not all Commissioners will be available to attend, the Board will not conduct their regular meeting on November 20, 2007. The next regular meeting following this date will be held on November 27, 2007.

**District I Road Grader:** Marilyn Ross moved to advertise for a new road grader for Road District I. Jim Hart seconded the motion. All voted aye and the motion carried.

**Jack Creek Road Project:** Per inspection and recommendation of Gaston Engineering and Surveying, Jim Hart moved to approve the final payment, in the amount of \$4,000, for road improvements that have been completed on RID 99-01, Jack Creek Road, to AFM Contracting of Belgrade, Montana. Marilyn Ross seconded the motion. All voted aye and the motion carried.

**Resolution Restructuring E911 Board:** Steve DiGiovanna, Communications Coordinator, met with the Board to discuss a resolution that would restructure an existing Enhanced 911 board and create by-laws for this newly restructured board. Jim Hart moved to approve Resolution 39-2007, a resolution forming a revised Enhanced 911 Board. Marilyn Ross seconded the motion and amended it to include the Madison County 911 Planning and Advisory Board By-Laws which are attached to the resolution. All voted aye and the motion carried.

**Subdivision Access for Twin Knob and Nugget Bench:** Morris Franklin, Landowner, Melinda Merrill, Landowner Representative, Stephanie Kruer, Attorney at Law, and Charity Fechter, Planning Director, met with the Board to discuss access issues for Twin Knob and Nugget Bench Subdivisions. Charity and Stephanie will work together to explore options of language to be used on the final plats of both subdivisions to ensure public access.

**RID Assessment Placement:** Brandy Hilton, Department of Revenue, met with the Board to discuss placement of RID assessments on lots that have been split or aggregated without going through the subdivision process. Jim Hart will set up a meeting or telephone conference with representatives from Dorsey and Whitney, D. A. Davidson, and the Department of Revenue to get a better insight on how to determine placement of these RID assessments.

**Extension Agreement:** Marilyn Ross moved to approve the Extension Services Agreement between the Montana State University Extension Service and Madison County for Extension Agent salary for the period beginning July 1, 2007, and ending June 30, 2008. Jim Hart seconded the motion. All voted aye and the motion carried.

**Clerk and Recorder's Road Map:** Peggy Kaatz, Clerk and Recorder, met with the Board to discuss upgrading and/or restoring the County road map on the table in the Clerk and Recorder's vault and associated documentation. Karen Brown, GIS/IT, was also present for this portion of the meeting. Peggy agreed that records preservation funds could be used to hire a person or contract with someone to do research and preserve documents related to County roads.

**DNRC Geographic Naming Proposals:** The Board reviewed suggested name changes for Squaw Creek, Middle Fork Squaw Creek, and South Fork Squaw Creek from the Department of Natural Resources and Conservation. The Board made recommendations and returned the documentation.

With no further business the meeting was adjourned at 5:00 p.m.

Commissioner's Meeting – October 30, 2007

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David Schulz, Chairman  
Board of Madison County Commissioners

Date Approved: November 6, 2007

Minutes prepared by:

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Laurie Buyan, Administrative Assistant

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Peggy Kaatz, Clerk and Recorder, Madison County